6-7-1976

1976 Vol. 24 Number 13

Cleveland-Marshall College of Law

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Seven Faculty Abandon College

By GAIL GIANASI NATALE and MIKE RUPPERT

At least seven of C-M's 40 faculty members will not return this fall. They are Gordon Friedman, John Hanks, Richard Kuhns, Daniel Migliore, Elizabeth Moody, Jeffrey Olson and Donald Weidner.

Three -- Kuhns, Moody and Weidner -- intend to return to C-M following one-year assistant professor positions in other law schools. Two -- Hanks and Olson -- have no plans to return to C-M.

Friedman will leave his $21,500 post as assistant professor and assistant director of clinical legal education this fall to go into private criminal practice.

Hanks leaves his $25,000 job as associate professor to join the faculty of the new Benjamin N. Cardozo School of Law of Yeshiva University, New York, which opens this fall.

Kuhns has a one-year leave from his $22,500 associate professor post to teach at the Washington University Law School in St. Louis.

Migliore leaves his $20,000 job as assistant professor at the end of spring quarter to join several former C-M faculty at the Syracuse University College of Law.

Moody will accept a one-year visiting professorship at the University of Toledo Law School if her leave of absence is approved. Her FY 76 salary was $25,750.

Olson, an instructor hired for a one-year program, will go into practice with a Cleveland law firm.

Weidner is seeking a nine-month leave from his $22,000 job as assistant professor to teach at the Florida State University Law School.

The prospective vacancies, which will amount to a turnover of 18%, have elicited mixed responses. While many feel there is no cause for alarm, others are comparing the departures to the abandonment of a sinking ship. However, both responses miss the issues according to one faculty member who said C-M has been able to attract good instructors and that many of those leaving represent the best of the young. Among the faculty several explanations are offered for the turnover.

First, inadequate library funding is a source of concern to those instructors involved in research and writing.

(continued to page 6)

Faculty Moves on Grade Guidelines, Fund Allocation

Grading guidelines will apply to all first-year classes at least through the next academic year.

At its May 21 meeting the C-M faculty endorsed the report of the Examination and Standards Committee of the new Benjamin N. Cardozo School of Law of Yeshiva University, New York, which opens this fall.

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(continued to page 6)
2 Get drunk at a Visiting Scholar's Luncheon and throw-up on an Assistant Dean - Go 5 spaces in any direction and try to hide.
3 You punch a first-year student in the mouth after hearing, "Well, it's a lot of work, but I find it very interesting," once too often - lose 5 legal acumen points but gain 10 sanity points.
4 Join law review and spend 1,044 hours correcting other's footnotes - gain 15 legal acumen points but lose 10 sanity points.
5 You go to the head before your Torts final and discover the only paper in the entire place is your bluebook - go back 5 spaces the way you came.
6 Get stoned before your 8:00 p.m. Evidence class and spend two hours drawing stick men in the margins of your notebook - gain 10 sanity points.
7 After your 8:00 p.m. Evidence class, you get an insatiable case of the munchies and spend $6.80 in change in the lounge machines before ending up with a cup of chicken soup with cream and extra sugar - lose 5 sanity points and go to Stillwell Cafeteria.
8 Discover all the cases you need for an answer on your take-home exam have been cut out of the reporters with a dull knife. You rely entirely on your Gilberts and get a B on the exam - gain 3 legal acumen points and go to the library to scoff at Stephanie.
9 You misread the catalog and came back from Christmas break two weeks late - gain 30 sanity points and go to Faculty Row to explain your absence.
10 Join Moot Court and spend an entire year researching the legal implications of the effect of supersonic airliners on the sex life of the Chilean jellyfish - gain 25 legal acumen points but lost 40 sanity points.
11 You're bitten by Ann Aldrich's dog and successfully sue C-M, CSU, the State of Ohio and Leroy Murad, who told you Alaskan Huskies don't eat meat - gain 25 legal acumen points and 25 sanity points.
12 Discover that this game can only be won by cheating. Scream an appropriate obscenity, tip over the board and leave the room. (Optional).
The last SBA/Committee of 1000 meeting for this academic year was held Saturday, May 22. Central topics on the agenda were expenditure proposals for preventing unused SBA funds from escheating to the University and an amendment to the Committee of 1000 Resolution (adopted March 4, 1975). The purpose of the proposed amendment was to remove all authority from the Committee, of which all C-M students are members, to represent the student body at SBA meetings. (The Committee has power to do all things within the competence of SBA except amending the SBA Constitution, appropriating money or disciplining SBA members.) The meeting, which lasted over three hours, was the scene of heated debate, most concerning the proposed amendment.

Regarding budget matters, proposed spending priorities were established, and the full results can be found on the SBA notice board outside the second floor lounge. Some of the priorities established were: a television for the lounge; two copies of each volume of Sum and Substance and other materials for the library; ping pong equipment; and funds for a book of poetry.

Tory of the Week

Assistant Prof. Ulysses S. Crockett has again been nominated as Tory of the Week. According to students in his morning contracts class Crockett recently read the names of about 10 people who he urged to withdraw from the class contending that they had little chance of passing the course because of poor attendance. According to the students at least two whose names were read had not missed as many classes as Crockett indicated.

Crockett is reported to have told the first-year class early in the fall quarter that neither attendance nor the final exam was required for a grade of C. He later offered papers and quizzes as alternatives to the final. The latest report, according to Crockett's students, is that none of the earlier work counts as much as he had indicated and most of the grade will be based on an "objective" final exam.

Crockett told the Gavel, "the students are entitled to their opinions. I intend to adhere to the academic regulations but I won't comment on the charges until after the grades are posted."

In a shocking display of ingratitude, the SBA voted not to compensate former President John Lawson for his past services to SBA/Committee of 1000. The only SBA officer to speak in favor of this proposal was Terry Grovens who is now paid, as are other SBA officers, largely through the effort of Marty Schneider, Gary Gilmartin, and Lawson. The decision to provide neither the amount proposed nor any lesser sum shows a meanness of spirit which is contemptible. Sadly, the SBA/Committee of 1000 has yet to send so much as a resolution of thanks to its former President, so that it could be suggested the body at least possesses in eloquence what it lacks in generosity.

The amendment to abolish the Committee of 1000's authority was defeated by a Committee vote of 19-15. A separate SBA poll, taken for the record, would have passed the amendment 24-7.

The poll of senator views was taken because the supporters of the motion plan to take the Committee's decision to the SCA Judiciary. Their grounds for appeal to the University Judiciary is that it was an error to allow Committee members to vote on the amendment. The scenario which brought about this set of events is as follows: Mr. Gravens ruled that the Committee could not vote on the amendment, though it had been introduced in the Committee and debated by them. Terry Brennan appealed the ruling to the Committee, which reversed the chair. The Committee then defeated the motion.

The proposed motion and the appeal of its defeat are indicia of the committee's decision to disenfranchise the Cleveland-Marshall student body, even if it means taking the decision to a judicial body composed mostly of undergraduates.

Ironically, the main rationale advanced by opponents of the Committee for its abolition is that a group of approximately thirty students can come to a meeting and ramrod an "off-the-wall" resolution down the throats of SBA senators. Yet the Senate opponents of the Committee, fourteen at last count, proposed their amendment at the last meeting of the year, which was held on a Saturday with one day's prior notice, for the purpose of showing their voices down the collective throat of all of us -- the Committee of 1000.

The Gavel will print in a future issue a debate between two SBA members on the merits of the Committee of 1000.
Cohen reiterated his belief that a good law school must teach "the formidable skills of synthesis and analysis... Theoretical background is the nub of practice. What's important is the theory of a case, not the high "jinks." Law school "should not be a trade school. There is no room to learn the 'tricks of the trade' because you get the one contract. One contract is just one contract. One way of handling a trial is just one way of handling a trial." Legal education should soar high. We should seek to improve the practice of the craft. The 'way it's done' by the ordinary lawyer is not good enough. We should aspire to do what the best lawyer does.

"We have you for three years and you're likely to be in practice for 40 years. You're in a classroom with four walls and a professor—no clients. We can teach the traditions of a great profession, the historical evolution of craftsman and the intricacies of the legal profession." Cohen said he expected to continue the academic programs started under Christensen such as the clinic. He also wanted to encourage faculty hired during the Christensen administration, keep the curriculum intact and maintain "a vigorous faculty recruitment program. The people coming next year are excellent," he added.

"The faculty should have excellence in scholarship and a commitment to teaching," Cohen said, but they should also "participate in college and university governance. I would also like to see a greater segment of the faculty participating in seminars and contributing to the local bar."

As an urban university law school, Cohen said, the faculty should assist in drafting legislation in areas in which they teach. He would like to see our educators participate in law-related projects to improve the life of their fellow citizens.

Cleveland-Marshall is "a good regional law school that is seeking to improve," Cohen said, indicating that the perception of Marshall as a mere "function of the city" is inaccurate.

The world has changed but Marshall still represents hope, opportunity and aspiration. It is still the only night law school in town and the night program "is not and will not be de-emphasized. We teach the many, not the few. We do not have the time or the requirements for admission and we have a generous LCOP program."

Cohen also commented on other subjects:

FACULTY DEPARTURES: The seven faculty not returning this fall "are leaving for their own personal reasons. They study that they hired 24 or 25 people in the last four years it is not unusual. Many don't have ties to Cleveland and some are in their first positions."

FACULTY SALARIES: "We are very competitive on the beginning and middle levels but at the high senior levels we are not competitive with other law schools," even with state schools within Ohio.

LIBRARY: "It's going to be in much better shape next year because we are getting more money, including a $50,000 subsidy from the University and money from the Cleveland-Marshall Fund. We are still playing catch up, though." Bardie Wolfe, he said, "is an excellent librarian."

FIRST YEAR COURSES: "First year faculty often miss a great opportunity to imbue the student with the sense of greatness and the noble aspects of the profession. First year courses should be a job to teach and to take because the student's enthusiasm is at its peak."

TEACHING AND PRACTICE: "There will always be tensions between the practicing bar and the law schools....We've lived with it and so will the practicing bar."

THE LEGAL PROFESSION: "It is one of the most humane fields and that should be the theme of law school. You should not get killed with a 'sue the bastard' mentality."

The GAVEL: "For that I have a four-letter word—fims.

't Help Me, I'm Dying'

Shore Erosion Makes Waves

By CAROL V. LACK

Driving into downtown Cleveland on the east shoreway, one can see a strip of graffiti on the pier near the E. 55th St. Marina which reads "Help Me - I'm Dying, Lake Erie." It's a remnant from the environmental movement of the late sixties but it survives today as a reminder of the constant battle against water pollution. Now a new dimension has been recognized regarding the Lake's condition -- shore erosion. Lake Erie's shoreline is facing drastic changes in the area from Vermilion to Ashtabula. The Lake is no longer directly threatened by suffocation. Shore management problems have taken priority.

Recently, The Northeastern Ohio Chapter of the Sierra Club featured a program called 'What's Causing Shore Erosion in the Great Lakes - High Water Levels -- or the Army Corps of Engineers?' Mr. George V. Grossman, an engineer who has studied shore erosion in Lake Erie, contends that the U.S. Army Corps of Engineers is primarily responsible for the erosion by constructing navigation structures which intercept the flow of sand along the shore. Once the sand has been intercepted, the Corps dredges and disposes of it in the lake. "This removes natural protection from the shore and accelerates erosion effects," stated Mr. Grossman. His study of a breakwater constructed by the Corps in Vermillion, Ohio, in 1973, concluded that the breakwater is destroying a 3700 foot stretch of beach.

Conservation groups, like the Sierra Club are beginning to focus national attention on the problems of the Great Lakes.

Regional concern has caused the reactivation of the Great Lakes Task Force. Locally, the Northeast Ohio Group has formed a Lake Erie Shore Committee to look into the issues of water quality in the Cuyahoga county area, shore zone management and the significance of the Sierra Club.

Also, a study group has begun a project to update statistics on the phosphate pollution level in Lake Erie and the Lake's present stage of "death."

Those interested in joining the Lake Erie Shore Committee should contact Alan Kuper at 229-2413. Scheduled for July 30 is a public hearing on Lake Erie Shore Erosion. It should be right in time for the algae blooms.
Gain 15 L.A. pts. Lose 5 Sanity pts.

Gain 20 L.A. pts. Lose 5 Sanity pts.

Gain 10 L.A. pts. Lose 5 Sanity pts.

Gain 10 L.A. pts. Lose 5 Sanity pts.

Gain 50 Sanity points.

Gain 10 L.A. pts. but lose a friend.

Gain 10 L.A. pts. but lose 1 friend.

Gain 10 L.A. pts. but lose a friend.

Gain 10 L.A. pts. but lose 5 Sanity points.

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Rossen, director of the Ohio Bar Review Course, told the Gavel that he has retained Prof. Keith Hey of the University of Dayton Law School to teach Article IX of the U.C.C.—Secured Transactions.

Hey specializes in Contracts, Remedies, and the U.C.C. and has taught at Georgetown University Law School and Temple University Law School. Lectures and extensive notes on Article IX are presently being drafted.

The 11th-hour addition of Secured Transactions to the Bar Review Course is the result of a late change in the Bar Exam section covering the U.C.C. In the past the Bar Exam questions covering the U.C.C. were known as "Commercial Paper" and covered Articles III and IV. In restructuring this part of the Bar, questions on Article IX were added and the name of the section was changed to "Secured Transactions". Rossen's review course will feature separate instruction on Article IX taught by Hey. C-M Interim Dean Hyman Cohen will teach Articles III and IV.

..Faculty (from pg.1)

A greater cause of dissatisfaction, however, is the salary structure: While starting salaries are adequate to attract new people to the school, the ceiling on salaries is relatively low, vis-a-vis other law schools. In addition there is little variation between the salaries of new instructors and those who have been at C-M for several years. Specifically, the high salary for fiscal year 1975, excluding salaries reflecting compensation for administrative duties, was $28,500; the low was $20,000. The high for salaries at other law schools in Ohio is around $34,000.

A recent release by the Carnegie Foundation for the Advancement of Teaching ranks Ohio fifth in the nation for capacity to finance higher public education, yet the amount of state revenue spent on higher education in Ohio is 2.5% below the national average. As a result Ohio ranks 38th among the states for the amount spent on higher education.

At press time interim Dean Hyman Cohen said, "We are working hard to fill the vacancies." At least two potential faculty members have been interviewed.

Palsgraf 'Immortalized'

By SUE DOLIN

Palsgraf v. Long Island Railroad is about to come to life. Palsgraf, perhaps the most controversial torts case in American Legal history, has been made into a movie by C-M student Martin B. Schneider who raised more than $160 to produce a humorous look at the 50 year old case immortalized by Justice Benjamin Cardozo's decision.

The movie, which was filmed at the Brooklyn train station where the actual incident occurred, will run approximately 15 minutes. Robert Leaf stars as the mysterious man with the package of fireworks; Larry Schlesinger and Paul Weber are featured as the conductors, and Marilyn Klar is Mrs. Palsgraf.

Unfortunately, the film will not premiere this quarter. Technical difficulties, time constraints, and the negligenct of one film lab have put production behind schedule. Some 95% of the filming has been completed. Barring further unforeseen complications, the World Premier will occur before July 1. More than 60 C-M students and faculty have contributed as much as $5. Students have also provided technical assistance and props. Keith Duboff wrote lyrics for "The Ballad of Mrs. Palsgraf." Still needed however, are a female vocalist to sing the title song, a pianist, a large Toledo scale or reasonable facsimile, experienced film editors and S&G (film is not cheap!). Anyone who can provide any of these should contact Schneider at 321-8321. Persons wishing to join a class action suit against Schneider for fraud can contact a certain torts professor. Retorted Schneider, "I am hardly liable."

Notes & Briefs

MOVIES

CSU FILM SOCIETY

THE PARTY
8:00 June 11
10:30
8:00 June 12
10:30
PERSONA
7:00 June 18
10:45
7:00 June 19
10:45
THE PASSION OF
8:45 June 18
ANNA
8:45 June 19
GRAPES OF WRATH
7:00 June 24
11:00
7:00 June 25
11:00
STAGECOACH
9:15 June 24
9:15 June 25
Call 687-3800 For Further Information.

GENERAL

SUMMER SESSION BEGINS
Monday, June 21

LAW SCHOOL CLASSES IN SESSION
Monday, July 5

SPECIAL EVENTS

LAW SCHOOL COMMENCEMENT
Sunday, June 13 at 2:30 p.m. in University Center Cage